

BOARD MEMBERS:

Tree Allemang
 Kathleen Pilgreen
 Michael Smith
 Robin Graber
 April Whiting
 Joanne Leming
 Diane Huleva
 Sgt. Carmen Donegan



Nevada State Board
 of Massage Therapists
 1755 E. Plumb Lane Suite 252
 Reno, NV 89502
 Reno - Phone (775) 687-9955
 Las Vegas – Phone (702) 486-2212
 Fax (775) 786-4264

Email: nvmassagebd@state.nv.us

Website: <http://massagetherapy.nv.gov>

DRAFT MINUTES

The Nevada State Board of Massage Therapists (NSBMT) is scheduled to hold its regularly scheduled meeting;

DATE: June 6, 2014
TIME: 9:00 a.m. – 3:00 p.m.

LOCATION:

Las Vegas Location
 Grant Sawyer State Office Building
 Attorney General's Office
 555 E Washington Ave Suite 4500
 Las Vegas, NV

VIDEO CONFERENCE LOCATIONS:

Carson City Location
 Attorney General's Office
 100 N. Carson St. Mock Court Room
 Carson City, NV

The mission of the Nevada State Board of Massage Therapists is to, through licensing and regulating the practice of massage, protect the public health, safety and welfare by ensuring that only qualified competent Massage Therapy Practitioners are licensed in the State of Nevada. It is our goal to balance the needs of the public with those of Licensed Massage Therapists, through development, implementation, enforcement, and continued improvement in the areas of therapist education, public safety, boundaries and ethics, in compliance with the highest standards set forth within the Massage Therapy Profession.

Note: Public Comment Will Be Taken at the Beginning and the End of the Meeting.

9:00 a.m.

1. Public Comment

None

2. Roll Call of Board Members

Board Members Present: Tree Allemang, Michael Smith, April Whiting, Kathleen Pilgreen, Joanne Leming, Robin Graber, Diane Huleva, and Sgt. Carmen Donegan

Staff Present: Lisa Cooper-Executive Director, Christy Brunner-Executive Assistant, Cathy Betty-Administrative Assistant I, Lisa Alford-Administrative Assistant I, Angela Proehl-Field Inspector I, Jatasha "Nikki" Milliken-Field Inspector III, Louis Ling- Staff Council, Keith Marcher- Chief Deputy Attorney General

3. Formal Hearing (For Possible Action)

- a. Vanessa Burgeson – not present

Louis Ling, Staff Council: I would like to enter into the record Exhibit 2 (copy of letter dated January 30, 2014) and Exhibit 3 (copy of letter dated February 28, 2014).

Tree Allemang made a motion to accept the Exhibits.

Transcripts of Formal Hearing available at your cost. Contact Depo International at (702) 386-9322

Motion: Michael Smith made a motion to find Vanessa Burgeson guilty of violation of probation under NRS 640C.700 (12).

Second: Kathleen Pilgreen

Motion Carries Unanimously

Motion: Kathleen Pilgreen made a motion to revoke the license for 10 years under NRS 640C.710.

Second: Robin Graber

Motion Carries Unanimously

- b. Ariana Ibarra – present

Louis Ling, Staff Council: This is a matter involving a recent applicant that was granted a two year probation and we are here to discuss the conduct that occurred after she received her license.

Transcripts of Formal Hearing available at your cost. Contact Depo International at (702) 386-9322

Motion: Robin Graber made a motion to find Ms. Ibarra guilty of violating count one in the complaint under NRS 640C.700 (12).

Second: April Whiting

Motion Carries Unanimously

Motion: Robin Graber made a motion to grant a license with a two year probation with the same probation conditions the Board had previously voted on, plus six hours of continuing education in Ethics and a document signed by Ms. Ibarra that allows Board Staff to check in with her employer quarterly under NRS 640C.710 (1) and (2).

Second: April Whiting

Motion Carries Unanimously

- c. Alejandro Salazar Arana – not present

Keith Marcher, Chief Deputy Attorney General: This case is involving Mr. Arana, license number NVMT.2424 and case number NVMT-C-1340.

Transcripts of Formal Hearing available at your cost. Contact Depo International at (702) 386-9322

Motion: Michael Smith made a motion to find Mr. Arana guilty of violating NRS 640C.700 (3) and (4).

Second: Robin Graber

Motion Carries Unanimously

Motion: Robin Graber made a motion to revoke Mr. Arana's license for 10 years and institute a fine of \$5,000 plus any costs incurred by the Board under NRS 640C.710.

Second: Michael Smith

Motion Carries Unanimously

- d. Spencer Davis – not present

Keith Marcher, Chief Deputy Attorney General: This case involves Mr. Davis, license number NVMT.6210 and case number NVMT-C-1344. We had a case ready to go but as of last night, Mr. Davis has agreed to Voluntarily Surrender of his license in lieu of other disciplinary action.

Transcripts of Formal Hearing available at your cost. Contact Depo International at (702) 386-9322

Motion: Michael Smith made a motion to accept the Voluntary Surrender under NRS 640C.710.

Second: Kathleen Pilgreen

Motion Carries Unanimously

- e. Liqing Huang – not present

Keith Marcher, Chief Deputy Attorney General: This case involves license number NVMT.1883 and case number NVMT-C-1343. You have the Complaint Notice of Hearing in your packet. The agreement we ask that you accept, is a two year probation agreement along with investigative costs of \$250.00.

Transcripts of Formal Hearing available at your cost. Contact Depo International at (702) 386-9322

Motion: April Whiting made a motion to accept the Settlement Agreement under NRS 640C.710.

Second: Kathleen Pilgreen

Motion Carries Unanimously

- f. Edward Romero – not present

Keith Marcher, Chief Deputy Attorney General: Mr. Romero's license number is NVMT.3755 and this is case number NVMT-C-1438. Mr. Romero signed a Voluntary Surrender of license. We are asking that you accept the Settlement Agreement.

Transcripts of Formal Hearing available at your cost. Contact Depo International at (702) 386-9322

Motion: Michael Smith made a motion to accept the Voluntary Surrender Settlement Agreement under NRS 640C.710.

Second: April Whiting

Motion Carries Unanimously

- g. Mei Yao – present, Jay Odum, Attorney - present

Keith Marcher, Chief Deputy Attorney General: I am asking the Board to dismiss this case because we don't have sufficient evidence or a witness to testify.

Transcripts of Formal Hearing available at your cost. Contact Depo International at (702) 386-9322

Motion: Robin Graber made a motion to dismiss the case.

Second: Michael Smith

Motion Carries Unanimously

- h. Quanmei Zuo – not present

Keith Marcher, Chief Deputy Attorney General: Ms. Zuo's license number is NVMT.332 and this is case number NVMT-C-1417. Ms. Zuo has agreed to a

Settlement Agreement that includes licensure suspension of 60 days along with a fine of \$2,750.00 and \$750.00 in costs. We are asking that you accept the Settlement Agreement.

Transcripts of Formal Hearing available at your cost. Contact Depo International at (702) 386-9322

Motion: Kathleen Pilgreen made a motion to accept the Settlement Agreement under NRS 640C.710.

Second: Michael Smith

Motion Carries Unanimously

- i. Omar Polk – not present

Keith Marcher, Chief Deputy Attorney General: This case involves Mr. Polk, license number NVMT.4676 and case number NVMT-C-1439. There is a criminal element that is currently being investigated by the Las Vegas Police Department. We ask that you accept this Temporary Voluntary Surrender of Licensure pending the outcome of the criminal trial.

Transcripts of Formal Hearing available at your cost. Contact Depo International at (702) 386-9322

Motion: Robin Graber made a motion to accept the Temporary Voluntary Surrender of Licensure pending the outcome of the criminal case under 640C.710. 720.

Second: April Whiting

Motion Carries Unanimously

4. Citation Appeal (For Possible Action)

- a. Lyubov Abato – not present

Keith Marcher, Chief Deputy Attorney General: This is an appeal of a Citation that was issued pursuant to NRS 640C.930. There are two Exhibits, one is the complaint and the second Exhibit is printouts from several websites where Ms. Abato is advertising services that include massage. Ms. Abato is not a licensed Massage Therapist in the state of Nevada.

Transcripts of Formal Hearing available at your cost. Contact Depo International at (702) 386-9322

Motion: Robin Graber made a motion to uphold the Citation under NRS 640C.757.

Second: April Whiting

Motion Carries Unanimously

5. Probation Termination (For Possible Action)

- a. Lixiu Huang – not present

Lisa Cooper, Executive Director: Ms. Huang has met all her probation requirements and I am recommending that you terminate her probation.

Motion: Kathleen Pilgreen made a motion to approve the termination of probation under 640C.710 (1) (a).

Second: Michael Smith

Motion Carries Unanimously

- 6. Review/Discussion/Action on Investigation Results based on information from resources such as NCBTMB, other regulatory agencies and our own Investigations of schools or providers in question, the Board determines not to accept applications or continuing education from people who have attended or taken continuing education classes from these schools. For the foreseeable future applications or continuing education hours from these schools will be reviewed by this Board for determination on a case by case basis (For Possible Action)**

- a. East West Massage School, South Carolina

Lisa Cooper, Executive Director: As you know, we periodically get reports of schools being investigated. South Carolina has completed their investigation and the results are in your packet.

Motion: Michael Smith made a motion to add East West Massage School to our list of schools not approved.

Second: April Whiting

Motion Carries Unanimously

- 7. Remove School From Schools Not Accepted In Nevada List (For Possible Action)**

- a. Alhambra Medical University

Lisa Cooper, Executive Director: Sometimes we do have a case where a school is added to our list for whatever reason, but then comes into compliance. That is the case with Alhambra Medical University.

Motion: Robin Graber made a motion to remove them from our list of schools not approved.

Second: Michael Smith

Motion Carries Unanimously

8. Application Review (For Possible Action)

- a. Licenses Approved and Authorized by the Chairperson

Motion: Kathleen Pilgreen made a motion to approve.

Second: Michael Smith

Motion Carries Unanimously

- b. Review Application of Earl Piper – present

Lisa Cooper, Executive Director: Mr. Piper's application is before you today due to criminal history that could not be approved administratively. This is Mr. Piper's second time before the Board. The last time he came before the Board, there were issues with his behavior which caused us to have Capital Police involved. That was in July of 2013. At that time, he was denied a license under NRS 640C.700 (3) regarding moral turpitude.

Sgt. Carmen Donegan, Board Member: Can you tell me about your arrests?

Earl Piper, Applicant: I didn't mean to go talk to her (mother) with a knife in my hand. We were eating pork chops and I had an argument with my brother and I went to talk to my mom about it and I had the knife in my hand. I did not mean to threaten her by having it in my hand. In 2008, I was doing drugs and I went to the police to help myself and that was the beginning of me getting off drugs. I was still having problems with anger management and I took a lot of anger management classes.

Sgt. Carmen Donegan, Board Member: Was your mother injured in the incident?

Earl Piper, Applicant: No she was not.

Sgt. Carmen Donegan, Board Member: So, she was just very frightened when you kicked the door in?

Earl Piper, Applicant: I didn't kick the door in, but if that's what the report says then that's what it says. I quit my job with Lockheed Martin in 2005 and then couldn't find a decent job. My girlfriend gave me something to smoke and it was meth and I was hooked. It took me forever to get off of it. I went to the police for help. They told me the number one thing I needed to do was change my friends and I did.

Michael Smith, Secretary/Treasurer: How can we be sure that you can interact with people who are in a vulnerable position such as lying face down on a massage table? What if they make you angry?

Earl Piper, Applicant: I am having a hard time finding work right now. I am going to Novum which is a pharmaceutical company testing different drugs in drug trials. We

have groups and one guy in my group said he was going to hit me and I was able to talk things out instead of getting physical.

Robin Graber, Board Member: Have you gone through a substance abuse program?

Earl Piper, Applicant: No, I went to Victory Outreach.

Motion: Robin Graber made a motion to deny the application pursuant to NRS 640C.700 (3) and (5).

Second: Kathleen Pilgreen

Motion Carries Unanimously

c. Review Application of Yan He Baca – present, James Martinez - Attorney

Lisa Cooper, Executive Director: Ms. Baca's application is before you today due to criminal history that could not be approved administratively. On February 9, 2007, Ms. Baca was granted a license. Ms. Baca came before the Board in August of 2009 for discipline and received a Suspension with a fine and administrative fee. In July of 2013, Ms. Baca came before the Board and agreed to a Voluntary Surrender for another disciplinary issue. She has since received a Citation for operating a business without a license. On March 26, 2014, according to the Police report, Ms. Baca was interrupted while performing a massage. She was issued a Citation for that from our agency as well. That Citation has been paid by her husband who is the owner of the establishment.

James Martinez, Attorney: Ms. Baca came to me in April after the Citation had been issued, but it was too late to appeal it. Since she could not go through the appeal process, she went ahead and paid the fine so she could move forward with her license application. Her charges through the City of Henderson did end up getting dismissed because she was working in the office when the police came in and she went into the room with the Massage Therapist and was just speaking for another Massage Therapist, but not actually performing massage. She would like the opportunity to prove that she can be a Licensed Massage Therapist and abide by the rules.

Kathleen Pilgreen, Vice Chairperson: What business was being operated without a license?

Lisa Cooper, Executive Director: It was a massage establishment. The police sent in an Undercover Investigator and he gave the signal to his team to come in and when they entered the establishment, they interrupted Ms. Baca while she was in the course of giving a massage.

Motion: Robin Graber made a motion to deny the application pursuant to NRS 640C.700 (3) and (9).

Second: April Whiting

Motion Carries Unanimously

d. Review Application of Colleen Pruitt – present

Motion: Michael Smith made a motion to go into closed session.

Second: Robin Graber

Motion Carries Unanimously

Closed Meeting

Open Meeting

Motion: Michael Smith made a motion to grant the license under NRS 640C.400.

Second: Robin Graber

Motion Carries Unanimously

e. Review Application of Peggy Ritchey – present

Lisa Cooper, Executive Director: Ms. Ritchey is before you today due to criminal history that cannot be approved administratively. She is requesting to be granted a license under NRS 640C.400.

Peggy Ritchey, Applicant: There were two domestic violence cases within a couple days of each other. It was a psychiatric episode. I attacked my husband two times five days apart. I never had a violent background before. After I divorced my husband, I had a couple drinks at my girlfriend's house and she had a boyfriend show up unexpectedly and I didn't want to be the third wheel. It was only two miles, but I took a turn too fast and hit a planter. I did go to multiple massage schools and learned many different modalities. I went to Golden Accupressure in 2004 to 2005 and that was before they were put on the List of Schools not accepted in 2010.

Motion: Robin Graber made a motion to grant the license under NRS 640C.400.

Second: Kathleen Pilgreen

Motion Carries Unanimously

f. Review Application of Storm Ryder – present

Lisa Cooper, Executive Director: Mr. Ryder is before you today due to criminal history that could not be approved administratively. He is requesting to be granted a license under NRS 640C.400.

Storm Ryder, Applicant: I was kicked out of my dad's house a week after my eighteenth birthday. I was living out of my car and started doing some drugs. The police caught me at a park and without my consent; they took the keys off my pants and searched my car.

Sgt. Carmen Donegan, Board Member: What is the possession of a dangerous drug charge for?

Storm Ryder, Applicant: I had some prescription pills in my jacket pocket. I didn't even know what they were.

Diane Huleva, Board Member: Can you tell me a little about the Nevada Partnership for Homeless Youth?

Storm Ryder, Applicant: It is a drop in homeless shelter. They feed us and clothe us and help us get our lives on track.

Motion: Robin Graber made a motion to grant a license with a 2 year probation with the following conditions: 2, 5, 7, 10, 13, 14, 15, 16 and 17 under NRS 640C.710 (1) (a).

Second: April Whiting

Motion Carries Unanimously

g. Review Application of Marilyn Chew – present

Lisa Cooper, Executive Director: Ms. Chew is before you today due to criminal history that could not be approved administratively. She is requesting to be granted a license under NRS 640C.400.

Marilyn Chew, Applicant: It all started after my son was born and my ex-husband left me with nothing. I was scared and I chose to do what I did as you can see on my record. I realize that is not the way to make it in life even though the money was fast. In 2012, I enrolled in Massage Therapy School and I realized how much I love massage. I studied hard. I never missed a day of school and I maintained a 4.0 GPA. I want to leave my past behind me. I have been working at the Massage Therapy School in the Clinic department for almost a year now. I love the environment because it is so positive for me.

Sgt. Carmen Donegan, Board Member: You have two arrests in a ten year timeframe. With the nature of a Massage Therapists job, why should the Board believe that you won't be arrested for that same charge again?

Marilyn Chew, Applicant: Even before I enrolled in school, I knew I would have to go before the Board. I have prepared for this day and I have a letter from my Manager. He was here with me but he had to leave to go back to the school. There is a lot of danger in that field of work. I have had a gun pointed at me and then there are the health issues. I am ashamed and I am leaving that life in the past.

Motion: Robin Graber made a motion to grant the license with a 3 year probation with the following conditions: 2, 3, 5, 6, 7, 9, 13, 14, 15, 16 and 17 and NRS 640C.710 (1) (a).

Second: Michael Smith

Motion Carries Unanimously

h. Review Application of Nancy Perez – present

Lisa Cooper, Executive Director: Ms. Perez is before you today due to criminal history that could not be approved administratively. She is requesting to be granted a license under NRS 640C.400.

Nancy Perez, Applicant: I am not proud of my past. 2012 was a terrible year for me. I had marital issues, depression and I got a DUI. I am not a violent person and I have never had any job related problems. I have dusted myself off and made goals for my future.

Diane Huleva, Board Member: Did you do any community service?

Nancy Perez, Applicant: No, but I completed all of the requirements and paid the fines.

Sgt. Carmen Donegan, Board Member: Can you tell me about when you were arrested in 2012 for Petty Larceny?

Nancy Perez, Applicant: No, it was assault with a deadly weapon. My husband and I got into a domestic fight in December of 2012. That charge was dismissed.

Lisa Cooper, Executive Director: During your DUI, why did you refuse all of the field sobriety tests?

Nancy Perez, Applicant: They never asked me to do tests. They just gave me the breathalyzer.

Sgt. Carmen Donegan, Board Member: Can you tell me about the Domestic Violence charge in 2012?

Nancy Perez, Applicant: My husband and I got into an argument. I threw a knife at the floor, not at him. I pressed the alarm to call for police just to scare him but I ended up getting myself in trouble. He was here to testify for me but he had to leave for work.

Lisa Cooper, Executive Director: My concerns are the way the report reads, she refused to do any of the testing. What is her interaction going to be with our office when we are administering probation or administering the law? Are we going to get refusals? That is my concern.

Sgt. Carmen Donegan, Board Member: Well, sometimes the test simply cannot be performed. Maybe the person is too intoxicated or something. I don't see anything in the report that says she was disrespectful or uncooperative.

Motion: Diane Huleva made a motion to grant the license with a 2 year probation to include the following conditions 2, 5, 6, 7, 13, 14, 15, 16 and 17 under NRS 640C.710 (1) (a).

Second: Robin Graber

Motion Carries Unanimously

- i. Review Application of Nicole Christensen – present, Ken Wong, Attorney, present

Lisa Cooper, Executive Director: Ms. Christensen’s application is before you today due to criminal history that could not be approved administratively. She is requesting to be granted a license under NRS 640C.400.

Ken Wong, Attorney: I have had the pleasure of knowing Malia (which is what her friends call her) for a long time now. She is now divorced and had a lot of courage to leave a volatile relationship. She has overcome her issues. She is clean, she is a single mother and she is a very good mom. I have been a Prosecutor for 9 years and have seen a lot of people try to get off drugs unsuccessfully. Malia has done it.

Diane Huleva, Board Member: How did you conquer your addiction?

Nicole Christensen, Applicant: I went through the Salvation Army Outpatient Program. It was five days a week. I have done a lot of counseling and been involved with a lot of church programs. I work on myself every day and continue to heal myself.

Motion: Michael Smith made a motion to grant the license with a 2 year probation with the following conditions: 2, 5, 6, 7, 10, 13, 14, 15, 16 and 17 under NRS 640C.710 (1) (a).

Second: Robin Graber

Motion Carries Unanimously

- j. Review Application of Victoria Nunez – present

Lisa Cooper, Executive Director: Ms. Nunez is before you today due to criminal history that could not be approved administratively. She is requesting to be granted a license under NRS 640C.400.

Victoria Nunez, Applicant: I take full and complete responsibility for all of my charges. I will not make excuses for what I have done. Going to school changed my life. My DUI was when I was seventeen but I had a warrant out for my arrest for two and a half years and I didn’t know it. When I got my DUI it involved a very bad accident and I was transported. My father spoke to the officer and was told that we would receive paperwork in the mail. In 2010, I got pulled over and when he ran my name, that’s when we found out I had a warrant. The judge ordered me to do DUI classes, a fine of \$350.00 and a victim’s impact panel class and stay out of trouble for six months. Later in 2010, I received a Minor in Possession charge. I went to a party and the cops came. I was hiding in a bush and they found me. In 2012, I got caught shoplifting at Wal-Mart. I was given 6 months of probation and to stay out of trouble. Three months

later I was caught shoplifting again and charged with burglary. They dropped it down to Petty Larceny. I was very irresponsible at the time and I missed my court date so there was a warrant out for my arrest. I ended up doing eighteen days in jail because I could not pay the fine. Other than going to jail last July, I have stayed out of trouble for the last two years.

Sgt. Carmen Donegan, Board Member: Why were you shoplifting?

Victoria Nunez, Applicant: I wasn't working. I took makeup and shampoo and conditioner. The second time I took printer ink worth about \$60.00. I was going to return it for the money.

Sgt. Carmen Donegan, Board Member: I appreciate your candidness. I am concerned that your last incident is less than two years ago.

Diane Huleva, Board Member: Have you fulfilled all the requirements of the court for your probation?

Victoria Nunez, Applicant: Yes.

Motion: Michael Smith made a motion to grant a license with a 2 year probation and the following conditions: 2, 5, 6, 7, 10, 13, 14, 15, 16 and 17 under NRS 640C.710 (1) (a).

Second: Robin Graber

Motion Carries Unanimously

- k. Review Application of Kristoffer Foley – not present

Lisa Cooper, Executive Director: Ms. Foley's application is before you today due to education. If you recall, she was before our Board in January because she did not have a Certificate of Completion. The Board asked her to take her transcript to a school to get a Certificate of Completion, which she has done.

Motion: April Whiting made a motion to approve the license under NRS 640C.400.

Second: Michael Smith

Motion Carries Unanimously

- l. Review Application of Jennifer Bellavia-Cerutti – present

Lisa Cooper, Executive Director: Ms. Bellavia-Cerutti's application is before you today due to not having a Certificate of Completion. The Nevada Commission on Post Secondary Education does not keep diplomas, they only retain the transcripts.

Jennifer Bellavia-Cerutti, Applicant: I was hoping to be able to find my diploma and I have not come across it. I have also tried checking with the jurisdictions to see if they had a copy of when I was licensed before but they said they don't go back that far.

Motion: Robin Graber made a motion to table the application until Ms. Bellavia-Cerutti can take her transcript to a school to obtain a Certificate of Completion. If she can obtain the Certificate of Completion, then Board Staff can approve the license.

Second: Michael Smith

Motion Carries Unanimously

- m. Review Application of Zhuxian Jiang – present, Wei Jiang – Daughter/Interpreter-present

Lisa Cooper, Executive Director: Ms. Jiang's application is before you today due to education that was obtained in California. Ms. Jiang's application was before the Board on July 12, 2013, due to her education that was obtained at East West Hand Therapy. Her application was denied at that time. She has now provided a new transcript from LA Vocational Institute. The Private Post Secondary Education Commission of California abruptly removed their approval to operate as a school until further notice. We cannot obtain any further information.

Michael Smith, Secretary/Treasurer: But California granted her a Certification?

Lisa Cooper, Executive Director: That was before the investigation. She also put that she attended the Oriental Medical Institute on the FSNTB score sheet and we have not received any information that she attended this school. As far as staff was concerned, there were too many discrepancies with this application.

Wei Jiang, Daughter/Interpreter: Her English is not that good, but she has attended school. The first time the school was not accepted so she went back to school. She found a school with a Chinese Instructor and went there. I bought a house here in Las Vegas so that is why she wants to get her license here. She has all of her notes and attendance punch cards.

Michael Smith, Secretary/Treasurer: Can she take her transcripts to one of the schools here in Nevada?

Wei Jiang, Daughter/Interpreter: I have called around and none of them have a Chinese Instructor.

Joanne Leming, Board Member: For this action to have been taken by the Post Secondary Education Commission, the credibility of this school is in great question. I think that school has the potential to move onto the list of schools we do not accept.

Motion: Robin Graber made a motion to table the application and require her to take her transcripts to a Nevada school to have it evaluated and also perform the fingerprint background check.

Second: Michael Smith

All in Favor: April Whiting, Joanne Leming, Michael Smith, Kathleen Pilgreen, Tree Allemang, Robin Graber, Sgt. Carmen Donegan

Opposed: Diane Huleva

Motion Carries

- n. Review Application of Robbin Castle – present

Lisa Cooper, Executive Director: Ms. Castle is before you today due to criminal history that could not be approved administratively. She is requesting to be granted a license under NRS 640C.400.

Robin Castle, Applicant: Both of my charges were during a point in my life where I had marital issues and I was young and had just got out of the military. Since that time, I have turned my life around and I found massage. I have not had any type of criminal incidents since the arrest in 2011. Since then, I have been working two jobs and one of those is cleaning for high end clients. The clients trust me and I have never broken that trust.

Michael Smith, Secretary/Treasurer: Why were you stealing?

Robin Castle, Applicant: I was nineteen years old and I didn't have my head on straight.

Denise Wallace, Applicants Mother: I am Robin's mother and also her employer. We do a residential cleaning business for some very high end clients and they trust her exclusively. She is a good kid. She made a mistake and she corrected it and owned up to it.

Motion: April Whiting made a motion to grant the license under NRS 640C.400.

Second: Robin Graber

Motion Carries Unanimously

9. Financial Report Discuss/Review/Approve Budget and Budget Items (For Possible Action)

- a. Year to Date Budget 07/2013 to 02/2014
- b. 2014/2015 Proposed Budget

Motion: Michael Smith made a motion to approve both items a and b.

Second: Kathleen Pilgreen

Motion Carries Unanimously

10. Discuss/Amend/Approve Board Meeting Minutes (For Possible Action)

- a. March 21, 2014

Motion: Diane Huleva made a motion to approve the Minutes.

Second: April Whiting

Motion Carries Unanimously

11. Board Discussion Review/Approve/Deny (For Possible Action)

a. Licensure Reciprocity and Data Gathering

Caleb Cage, Director of Military and Veterans Policy for the Office of the Governor: Governor Sandoval has signed a proclamation naming 2014 as the Year of the Veteran. This is a statewide effort to reintegrate Veterans and their military spouses into the community after deployment. Last year we received a grant to expand license reciprocity in three specific fields; Law Enforcement, licensed Nurses and EMT's. If passed through the Legislature, all Boards and Commissions will be required to track the number of Veterans seeking licensure and obtaining employment.

Lisa Cooper, Executive Director: Currently, if we have someone who is expired or inactive and they are in the military, if they give us a copy of their orders, we can bring them back to current license status with no fees. If we have someone coming from another state, we ask them to give us a copy of their orders and we try to do what we can to get them licensed. However, they would still have to meet our current minimum education requirements.

Caleb Cage, Director of Military and Veterans Policy for the Office of the Governor: We are not asking any Board to reduce their requirements or standards.

b. Public Service Announcement

- i. Radio Advertisement
- ii. TV Advertisement

Joanne Leming, Board Member: I see them all the time and they are wonderful.

Diane Huleva, Board Member: I think for our first time out, we did great.

c. Review/Approve/Deny Travel to FARB for Keith, Staff and/or Board Members

Lisa Cooper, Executive Director: I know Kathleen wants to go and Keith wants to go. I can go. FARB has 2 different conferences. There is the regular conference in January and then there is the Attorney's Regulatory Law Conference in October. We have found that the Regulatory Law Conference is much more informative. We normally send 3 people to each conference, but we could send 6 people to the Regulatory Law Conference and skip the other FARB conference in January.

Motion: Kathleen Pilgreen made a motion to approve 6 people to travel to the Regulatory Law Conference.

Second: April Whiting

Motion Carries Unanimously

12. Review Inspection Numbers

Lisa Cooper, Executive Director: We have started doing outcall inspections and it is going very well.

13. Public Comment

None

14. Future Agenda Items

Michael Smith, Secretary/Treasurer: Are we going to be getting information about what we are presenting to the Legislature this year?

Lisa Cooper, Executive Director: Yes, we will be discussing all of that at the Retreat in September.

15. Adjournment No Later than 3:00 PM (For Possible Action)

Motion: Michael Smith made a motion to adjourn at 3:45.

Second: April Whiting

Motion Carries Unanimously

Note:

1. Items may be taken out of order
2. Items may be combined for consideration by the Public Body
3. Items may be pulled or removed from the Agenda at any time.
4. The Board may convene in closed session to consider the character, alleged misconduct, professional competence or physical or mental health of a person. (NRS 241.030)

Public Comment Agenda Item: There is a time designated at the beginning of the meeting and the end of the meeting for Public Comment. Members of the general public may bring matters not appearing on this Agenda to the attention of the Board or make comment on specific Agenda Items. The Board may discuss the matters not on the Agenda, but may not act on the matters at this meeting. If the Board desires, the matters may be placed on a future Agenda for action. In consideration of others who may also wish to provide Public Comment, please avoid repetition and limit your comments to no more than three (3) minutes.

Prior to the commencement and conclusion of a contested case or a quasi judicial proceeding that may affect the due process rights of an individual the Board may refuse to consider Public Comment.

Accommodations: Nevada State Board of Massage Therapists will make reasonable accommodations for members of the public who are disabled and wish to attend the meeting. Should special arrangements for the meeting be necessary, please notify the Nevada State Board of Massage Therapists in writing as soon as possible at:

NSBMT

Attn: Lisa Cooper
1755 E. Plumb Lane Suite 252
Reno, NV 89502

Or by phone
(775) 687-9955

The Agenda was posted at the following places:

Grant Sawyer Building, 555 E. Washington Avenue, Las Vegas, NV
Office of the Attorney General, 100 N. Carson Street, Carson City, NV
Office of the Attorney General, 5420 Kietzke Lane Ste 202, Reno, NV
Nevada State Board of Massage Therapists Website
Nevada State Board of Massage Therapists, 1755 E. Plumb Lane Suite 252, Reno, NV 89502